

EXHIBIT B
BUDGET DETAIL AND PAYMENT PROVISIONS
WASTE/DEBRIS REMOVAL

1. GENERAL INFORMATION, BUDGET DETAIL AND PAYMENT PROVISIONS

Budget Details and Payment Provisions will be negotiated by ordering agency and contractor, in accordance with the Governor's EXECUTIVE ORDER S-13-07 which states,

State agencies shall expeditiously enter into contracts and arrange for the procurement of materials, goods, and services necessary to quickly remove dangerous debris, repair damaged resources, and restore and protect the impacted watershed. Because strict compliance with the provisions of the Government Code and the Public Contract Code applicable to state contracts would prevent, hinder, or delay these efforts, applicable provisions of those statutes, including, but not limited to, advertising and competitive bidding requirements, are suspended to the extent necessary to address the effects of this emergency.

and

PCC 10340 in which Departments may contract for emergencies regardless of dollar limits.

2. REQUIRED PAYMENT DATE

Payment will be made in accordance with the provisions of the California Prompt Payment Act, Government code Section 927 et. seq. Unless expressly exempted by statute, the Act requires State agencies to pay properly submitted, undisputed invoices not more than 45 days after (i) the date of acceptance of Deliverables or performance of services; or (ii) receipt of an undisputed invoice, whichever is later.

3. TERMINATION FOR NON-APPROPRIATION OF FUNDS

If the term of this Contract extends into fiscal years subsequent to that in which it is approved, such continuation of the Contract is contingent on the appropriation of funds for such purpose by the Legislature. If funds to effect such continued payment are not appropriated, Contractor agrees to terminate any services supplied to the State under this Contract, and relieve the State of any further obligation therefore.